

EL DORADO CITY COMMISSION MEETING

October 2, 2006

The El Dorado City Commission met in regular session on October 2, 2006, at 7:00 p.m. in the Commission Room with the following present: Mayor Brian D. Shepherd, Commissioner Linda Clark, Commissioner Michael A. Fagg, Commissioner Steve Pershall, Commissioner Steve Reynolds, City Manager Herbert E. Llewellyn Jr., Field Engineer Scott Rickard, and City Clerk Kendra Porter.

VISITORS

Kylie Bookout	Youth Commission	El Dorado, Kansas
Chaplin Chauncey Biby	2610 Country Club #15	El Dorado, Kansas
Elva Warren	835 N. Taylor	El Dorado, Kansas
Larry Adams	1756 W. Third	El Dorado, Kansas
Phyllis Capps	1146 Sheldon	El Dorado, Kansas
Gerald Watson	125 N. Summit	El Dorado, Kansas
Tom A. Boren	220 E. First	El Dorado, Kansas
Kathryn Hollingsworth	El Dorado Times	El Dorado, Kansas
Coy & Earl Cartmell	608 N. Star	El Dorado, Kansas
Denzil Stephens	1238 Finney	El Dorado, Kansas
Howard Lauterbach	1150 S. Emporia	El Dorado, Kansas
Amboo Ploy	126 Poplar	El Dorado, Kansas
Rebecca Bidwell	123 Residence	El Dorado, Kansas
Glen & Candy Silbaugh	615 N. Star	El Dorado, Kansas

CALL TO ORDER

Mayor Brian D. Shepherd called the October 2, 2006, City Commission meeting to order.

INVOCATION

The Reverend Chauncey Biby, El Dorado Correctional Facility, opened the meeting with prayer.

PLEDGE OF ALLEGIANCE

Nicholas and Kristin Silbaugh from Lincoln Elementary School led the Pledge of Allegiance.

PROCLAMATION

Mayor Brian Shepherd read a proclamation to proclaim October 13, 14 and 15, 2006, as Helping People with Intellectual Disabilities Days.

CONSENT AGENDA

- a) Consider approval of the September 18, 2006, City Commission minutes.
- b) Consider approval of the September 25, 2006, Special City Commission minutes.
- c) Consider approval of Appropriation Ordinance No. 09-06 in the amount of \$1,974,403.91.
- d) Consider the Engineer’s Seventh Pay Estimate dated September 25, 2006 on Project No. 947, Pedestrian/Bicycle Facilities, to the Contractor, Cornejo & Sons, in the amount of \$81,884.97.

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Commissioner Linda Clark moved that the Consent Agenda, as presented, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 5-0.

HOLIDAY INN EXPRESS

Mayor Brian Shepherd explained that an additional addendum is needed to extend the closing date due to a delay with some of the documents.

Commissioner Steve Pershall moved to adopt the 6th addendum between the City of El Dorado and Central Kansas Properties.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

PROJECT NO. 274 – 2006 SALES TAX STREET

Mayor Brian Shepherd stated that Project No. 274 is complete. The City Commission established this date to spread the special assessments to the properties.

Project No. 274 – 2006 Sales Tax Street Project

Preliminary Estimate	\$477,575.21
Final Cost	\$433,208.29
Improvement District Cost	\$ 20,268.54
City at Large Cost	\$412,129.75

PUBLIC HEARING

Mayor Brian Shepherd opened the public hearing.

Denzil Stephens, 1238 Finney, questioned if the City has inspected the road construction on Finney Street.

Field Engineer Scott Rickard stated that there has been an issue with oil in the pavement, and the contractor has assured the City that the problems would be repaired.

Mayor Shepherd declared the public hearing closed.

ORDINANCE NO. S-1276

Commissioner Linda Clark moved that Ordinance No. S-1276, an ordinance levying against and providing for the collection of special assessments for Project No. 274, be adopted.

Commissioner Steve Pershall seconded the motion.

ROLL CALL

Position No. 1	Commissioner Steve Reynolds	Yes
Position No. 2	Commissioner Linda Clark	Yes
Position No. 3	Commissioner Steve Pershall	Yes
Position No. 4	Commissioner Michael Fagg	Yes
	Mayor Brian Shepherd	Yes

PROJECT NO. 255 – KDOT AGREEMENT NO. 164-06

Mayor Brian Shepherd stated that in order for Project No. 255, the reconstruction of the Ninth Avenue bridge over the Walnut River to move forward, the agreement between the City & KDOT needs to be signed.

Discussion ensued amongst the Commissioners regarding cost, traffic, and the possibility of funding from the State for future bridge construction.

Field Engineer Scott Rickard stated that current funding is to replace an existing bridge, not for new construction. He also explained that grant funding does not include preliminary expenses or right of way purchases.

RESOLUTION NO. 2558

Commissioner Steve Reynolds moved that Resolution No. 2558, a resolution designating, authorizing and directing the Mayor and City Clerk to execute for and on behalf of the City of El Dorado, Agreement No.164-06 between the City and the Kansas Department of Transportation, to obtain for the City the benefits of State Aid, for Project No. 255 for the reconstruction of Ninth Avenue bridge over the Walnut River, be approved.

Commissioner Steve Pershall seconded the motion.

Motion carried 4-1 (Commissioner Clark opposed).

LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATE REGISTRATION

Mayor Brian Shepherd stated that the annual business meeting of the League of Kansas Municipalities will be held in Topeka, Kansas, on October 7-10, 2006. The City is entitled to three voting delegates and three alternate delegates.

DELEGATES APPOINTED

Commissioner Linda Clark moved to appoint Steve Reynolds, Steve Pershall, and Dee Anne Grunder to be named voting delegates at the annual business meeting of the Kansas League of Municipalities and that Kurt Bookout, Matt Rehder, and Scott Rickard be named alternates.

Commissioner Michael Fagg seconded the motion.

Motion carried 5-0.

NEW BUSINESS – DISCUSSION ITEMS

Mayor Brian Shepherd opened the floor for the Commissioners' comments.

Commissioner Linda Clark clarified that the section of the code that Mr. Haskell previously read was pertaining to abandoned vehicles.

Tom Boren, Chief of Police, updated the Commission on traffic citation regulations and fees. Chief Boren further stated that 68 tickets were issued to trucks that did not follow the truck route.

City Manager Herb Llewellyn stated that the citizens of El Dorado need to call the Engineering department to report any problems with street lights. Mr. Llewellyn stated that if a street light is cycling on and off it needs to be replaced.

Commissioner Michael Fagg inquired about the health insurance bidding process.

City Manager Herb Llewellyn stated that a health insurance committee meeting needs to be scheduled for this month.

Youth Commissioner Kylie Bookout updated the Commissioners on the activities of the Youth Commission.

Commissioner Michael Fagg thanked the City employees who participated in the Walnut River Festival.

Mayor Shepherd closed the discussion item section.

PUBLIC COMMENTS

Mayor Brian Shepherd opened the floor for public comments.

Rebecca Bidwell, 123 Residence, presented the Commissioners with a petition signed by 74 citizens requesting the No Parking signs be removed from the east side of the 100 block of Residence.

Denzil Stephens, 1238 Finney, stated that a vehicle drove through the Senior Center parking lot recently at a fast pace and requested that the City help detour this problem.

Earl Cartmell, 608 North Star, stated that his property is zoned commercial, and the bicycles and lawnmowers in the yard are to be repaired and sold.

Discussion ensued amongst Mr. Cartmell, City Manager Herb Llewellyn and Mayor Brian Shepherd regarding the property at 608 North Star.

Vince Haines, 300 North Star, President of El Dorado Inc., clarified a statement that was published in the El Dorado Times regarding El Dorado Inc. Mr. Haines closed with thanking the Commission for their support of El Dorado Inc.

Elva Warren, 835 North Taylor, stated that the sewer backs up into her basement, and would like for the City to resolve the problem.

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Discussion was held amongst the Commissioners and City Manager Herb Llewellyn regarding the sewer problems at 1012 Denver and 835 North Taylor.

Mayor Brian Shepherd closed the public comments section.

CITY MANAGER REPORT

City Manager Herb Llewellyn stated that according to the County, a non-binding issue regarding 4th of July regulations can be added to the ballot.

ADJOURNMENT

Commissioner Steve Pershall moved to adjourn the meeting at 8:35p.m.

Commissioner Linda Clark seconded the motion.

Motion carried 5-0.

City Clerk Kendra Porter

Mayor Brian D. Shepherd